

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION**

NEAL A. CHATMON

V.

**COMMISSIONER OF SOCIAL
SECURITY ADMINISTRATION**

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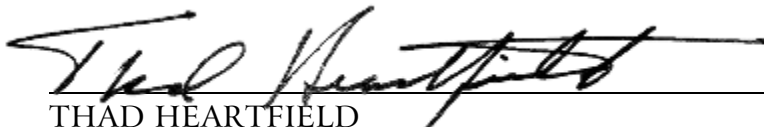
NO. 1:10-CV-53

**ORDER ADOPTING REPORT AND RECOMMENDATION
OF UNITED STATES MAGISTRATE JUDGE**

The court referred this matter to the Honorable Earl S. Hines, United States Magistrate Judge, for consideration pursuant to applicable law and orders of this Court. The Court has received and considered the Report of the United States Magistrate Judge pursuant to such order, along with the record, pleadings and all available evidence. The magistrate judge recommends that the court grant both parties' motions to dismiss without specifying whether dismissal is with or without prejudice to refiling.

No objections to the Report of the United States Magistrate Judge were filed by the parties. Accordingly, the Report of the United States Magistrate Judge is **ADOPTED**, the parties' motions to dismiss [Docket Nos. 4 and 13] are **GRANTED** in part. A final judgment will be entered separately.

SIGNED this 29 day of November, 2010.



THAD HEARTFIELD
UNITED STATES DISTRICT JUDGE